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Patent  
Attorney Docket: 267/303

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: )  
Inventor: Richard Fox ) Group Art Unit: 1615  
Serial No.: 09/972,713 ) Examiner: Not yet assigned  
Filed: October 5, 2001 )  
For: MICRODERMABRASION )  
)

### TRANSMITTAL OF MISSING PARTS

Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

#### I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on 11/13/02, enclosed are:

- Declaration
- Power of Attorney:  Separate or  Combined with Declaration
- Assignment of the invention to \_\_\_\_\_ (together with PTO Form 1595)
- A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)

LA-223538.1

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CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

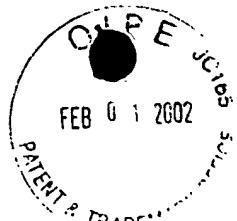
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

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January 14, 2002  
Date of Deposit

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Rachel Marquez  
Name of Person Mailing Paper  
Signature of Person Mailing Paper



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## II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$200.00	\$400.00
<input type="checkbox"/> three months	\$460.00	\$920.00
<input type="checkbox"/> four months	\$720.00	\$1,440.00
<input type="checkbox"/> five months	\$980.00	\$1,960.00

### Fee

- If any extension fee is required, please consider this a petition therefor.

## III. FILING FEES

- Applicant claims small entity status pursuant to 37 CFR 1.27.

BASIC FILING FEE:					\$740.00
Total Claims	-	20	=	0	x \$18.00 \$0.00
Independent Claims	-	3	=	0	x \$84.00 \$0.00
Multiple Dependent Claims	\$280	(if applicable)		<input type="checkbox"/>	\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)		<input checked="" type="checkbox"/>	\$130.00
TOTAL OF ABOVE CALCULATIONS					\$870.00
Reduction by 1/2 for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.				<input checked="" type="checkbox"/>	\$435.00
Extension of Time (from above)					\$0.00
Assignment -- \$40 (if applicable)				<input type="checkbox"/>	\$0.00
TOTAL FEES SUBMITTED HEREWITH					\$435.00

## IV. METHOD OF PAYMENT OF FEES:

- A check in the amount of \$435.00 is enclosed to cover the above fee(s).
- Charge Lyon & Lyon's Deposit Account No. 12-2475 in the amount of \_\_\_\_\_.

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- The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. **12-2475** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. **12-2475**.

Respectfully submitted,

LYON & LYON LLP

Dated: 1/14/02

By: Sandra S. Fujiyama  
Sandra S. Fujiyama  
Reg. No. 46,713



**22249**

PATENT TRADEMARK OFFICE

LYON & LYON LLP  
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Los Angeles, CA 90071  
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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/972,713	10/05/2001	Richard Fox	267/303

22249  
LYON & LYON LLP  
633 WEST FIFTH STREET  
SUITE 4700  
LOS ANGELES, CA 90071

CONFIRMATION NO. 4498  
FORMALITIES LETTER

  
\*OC000000007060162\*

Date Mailed: 11/13/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**

*A copy of this notice **MUST** be returned with the reply.*

*TW*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE